

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.	10/772,478	Confirmation No.: 4973
Applicant(s):	Barry Linkert	
Filed:	February 5, 2004	
Group Art Unit:	2164	
Examiner:	Jacob F. Betit	
Title:	Apparatus, And Associated Method, For Synchronizing Databases Connected By Way of A Radio Air Interface.	
Docket No.:	1578.197 (10879-US-PAT)	
Customer No.:	44208	

Mail Stop Petition  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Dear Sir:

Petition is made to withdraw the holding of abandonment dated 20 March 2007 in the above-identified patent application.

The application was held abandoned for the reason that the applicant did not reply to an office action dated 1 September 2006.

The undersigned practitioner avers that the applicant did not receive the 1 September 2006 Office Action.

Review of the file history of the patent application on the USPTO PAIR System indicated that, while an Office Action was issued on 1 September 2006, the Office Action was addressed to "Piers Hendrie, 5305 Ankara Court., Austin TX 78730". (See Attachment A, USPTO form PTO-90-C; dated 09/01/2006 and addressed to Piers Hendrie.)

This address is not, and never was, the correspondence address associated with the patent application, nor is the address associated in any manner with any inventor, entity or practitioner associated with the patent application.

As the applicant now has a copy of the Office Action, albeit received subsequent to the date of abandonment, a response has been prepared and is enclosed herewith. In the alternative, petition is made to revive the abandoned application, and the response to the office action is enclosed.

The Commissioner is authorized to debit the applicant's deposit account no. 50-2032 for all fees related to this Petition, including the petition fee required pursuant to 37 C.F.R. 1.17(m).

Respectfully submitted,

/Robert H. Kelly/

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